Officer History

Officer Name: MIGNONE, **ALEXANDER** Tax ID: 956932 Sex: M Shield: 15350 Race: White Command: 580 Rank: PO Birth Year: 1991 **Appt Date:** 07/09/2014 Tenure: Age: **NYPD** Incident Reported Allegation **Board Discipline** Allegation NYPD MOS CCRB# CMD Date Disposition Recommendation* Disposition Date Allegation **Penalty** 202002828 04/18/2020 04/22/2020 Abuse - Frisk Substantiated Substantiated (Command Discipline (Command Discipline B) A)

Substantiated

(Command Discipline

Substantiated (Command Discipline

Total Charges = 4 Total Cases = 2

Abuse - Search (of

person)

^{*}Board Discipline Recommendations were not issued for complaints closed prior to the CCRB's adoption of the NYPD's Disciplinary Matrix on 03/15/2021. With the adoption of the NYPD Disciplinary Matrix, CCRB now issues a Board Discipline Recommendation for officers that is separate and apart from the disposition of the allegations substantiated against the officer.

CCRB INVESTIGATIVE RECOMMENDATION

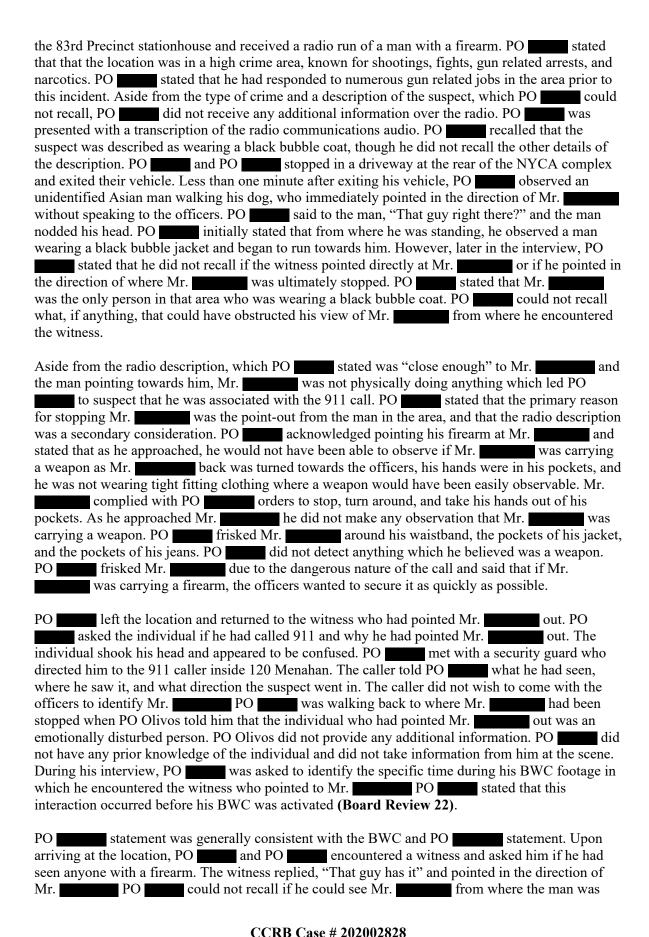
Investigator:		Team:	CCRB Case #:	Ī	Force	√	Discourt		U.S.
Trevor Hackett		Squad #8	202002828		Abuse		O.L.		Injury
Trevor mackett		squad #0	202002020		710050	ш	O.L.		injury
Incident Date(s)		18 Mo. SOL	EO SOL	Lo	cation of	Incide	ent:	Pred	cinct:
Saturday 04/18/2020 3:40 PM		10-18-2021	05-04-2022		330 Wi	lson A	venue		83
Date/Time CV Reported		CV Reported At:	How CV Reported	1:	Date/Tin	ne Reco	eived at CC	RB	
Wed, 04/22/2020 2:44 PM		CCRB	On-line website		Wed, 04/	/22/202	20 2:44 PM	М	
Complainant/Victim	Type	Home Add	dress						
1.									
Subject Officer(s)	Shield	TaxID	Command						
1. POM									
2. SGT									
3. POM	1.50.50								
4. POM Alexander Mignone	15350	956932	WARRSEC						
Witness Officer(s)	Shield No	Tax No	Cmd Name						
1. PO									
2. PO									
Officer(s)	Allegatio					_	ator Reco	mmei	ndation
A. POM	Abuse of	Authority: Police Of	fficer steel	oppe	d A.	Subs	stantiated		
B . POM	Abuse of stopped	Authority: Police Of	fficer		В.	Subs	tantiated		
C. SGT		Authority: Sergeant	stopped		С.	Subs	tantiated		
D . POM	Force: Po	lice Officer	pointed his gun	at	D .	Exor	nerated		
E. POM	Force: Po	lice Officer	pointed his	gun	at E.	Exon	nerated		
F. SGT	Discourte	sy: Sergeant	spoke discourted	ously	to F.	Subst	tantiated		
G. POM	Abuse of	Authority: Police Of	fficer fr	isked	G.	Subs	stantiated		
H. SGT	Abuse of	Authority: Sergeant	frisked		Н.	Subs	stantiated		
I . POM Alexander Mignone	Abuse of frisked	Authority: Police Of	fficer Mign	one	Ι.	Subst	antiated		
J. SGT	Abuse of	Authority: Sergeant	searched		J .	Subst	antiated		
K . POM Alexander Mignone	Abuse of searched	Authority: Police Of	fficer Alexander Mign	one	Κ.	Subs	stantiated		

Case Summary

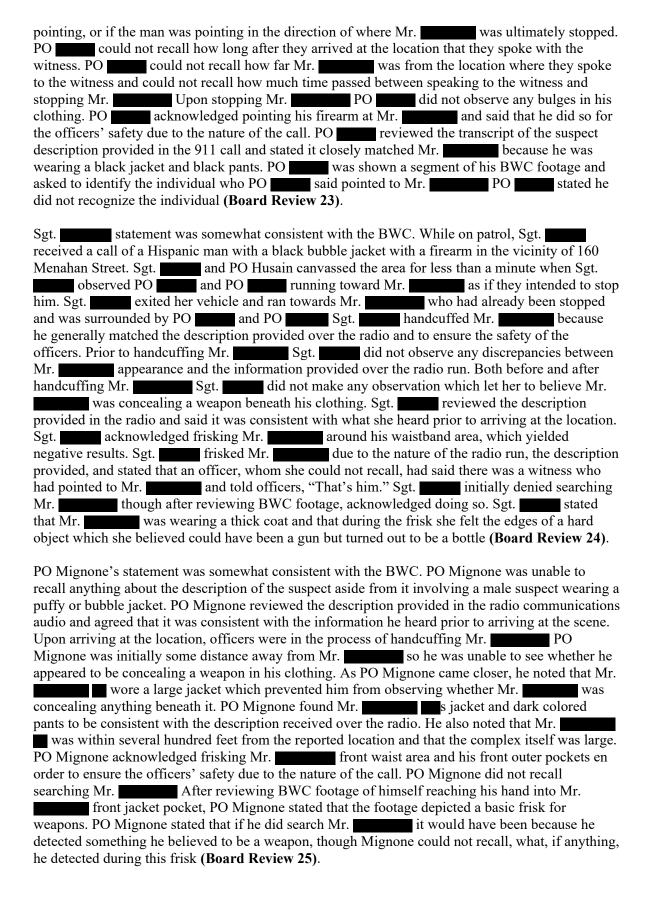
filed this complaint on the CCRB's website. On April 22, 2020, On April 18, 2020, at approximately 3:40 PM, Mr. was walking in the parking lot of Hope Gardens, a NYCHA development located at 330 Wilson Avenue in Brooklyn, and was stopped by Police Officer Police Officer and Sgt. the 83rd Precinct (Allegations A, B, and C: Abuse of Authority, substantiated). As they approached Mr. PO and PO pointed their firearms at Mr. (Allegations D and E: Force, exonerated). As Sgt. handcuffed Mr. "Don't you fucking move" (Allegation F – Discourtesy, substantiated). Additional officers arrived at the location including PO Mignone of the 83rd Precinct. PO Sgt. Mignone all frisked before Sgt. and PO Mignone searched him. (Allegation G – K: Abuse of authority, substantiated). Mr. was ultimately released and was not summonsed or arrested because of this incident. Body Worn Camera footage was obtained from the NYPD for PO Sgt. and PO Mignone as well as Police Officers Reza Husain, Maxwell Famularo, Luke Repalone. Brenden Lavelle, Brandon Kron, Emily Papp, David White, Maode Lin, Dustin Olivos, King, Bienvenido Ramirez, and Thomas Coleman, all from the 83rd Precinct. The footage is located in IAs #49-67 (Board Review 02-20) is summarized in IA #74 (Board Review 21). Radio communications audio of the incident was obtained and is located in IA #71 (Board Review 26) and summarized in IA #160 (Board Review 27). Findings and Recommendations Allegation A – Abuse of Authority: Police Officer stopped Allegation B – Abuse of Authority: Police Officer stopped Allegation C – Abuse of Authority: Sergeant stopped Allegation D - Force: Police Officer pointed his gun at Allegation E − Force: Police Officer pointed his gun at Allegation G – Abuse of Authority: Police Officer frisked Allegation H – Abuse of Authority: Sergeant frisked Allegation I – Abuse of Authority: Police Officer Alexander Mignone frisked Allegation J – Abuse of Authority: Sergeant searched Allegation K – Abuse of Authority: Police Officer Alexander Mignone searched It is undisputed that PO and and PO stopped and pointed their guns at Mr. connection with a 911 call about someone wielding a firearm near the location. It is also undisputed that PO PO Sgt. and PO Mignone frisked Mr. and PO Mignone searched Mr. What remains in dispute is whether officers were justified in doing so. An NYPD request for Event documents was returned with negative results, however, in PO BWC footage, radio communications can be heard emanating from PO radio. By comparing the BWC timestamps of when the radio communications are heard in the BWC footage to the NYPD radio communications CD (Board Review 26), the investigation determined that Mr. was stopped at the 03:25 minute-mark of the communications CD timestamp. At 00:00, the operator reports a Hispanic man with gun in his pocket at 120 Menahan in Brooklyn. He is described as wearing a black bubble jacket, black pants, gray cap with a ball, glasses, and a mask. He is described as 5'5" tall, slim, and 50-60 years old. At 01:44, operator states the suspect keeps

going in and out of a building at 120 Menahan and going through the back near the courtyard on Grove Street. At 03:10, the operator repeats the description as a male Hispanic, wearing a black coat and pants, a grey cap, glasses, and a mask.

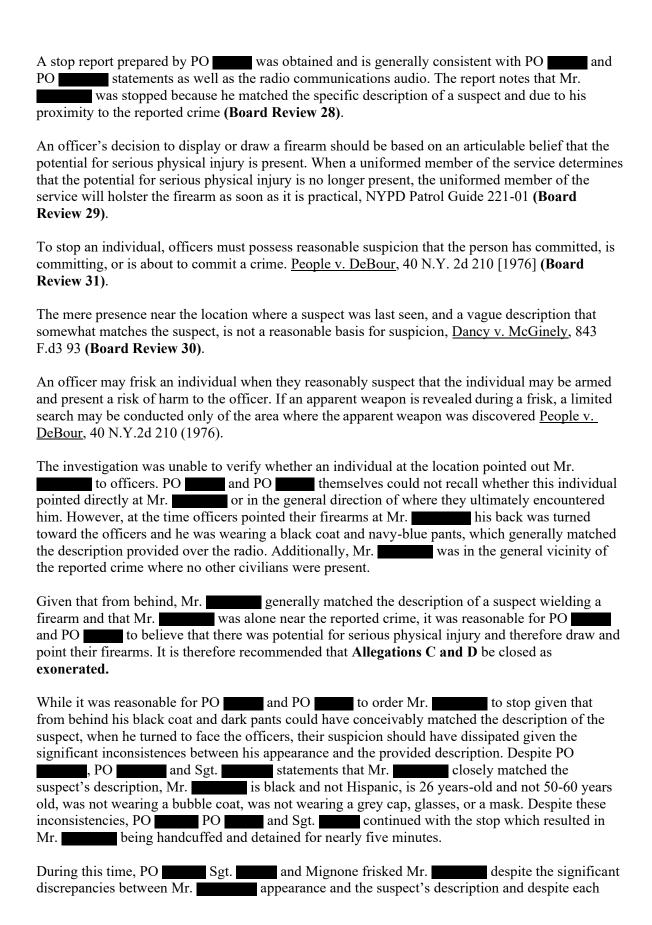
BWC footage begins with him running through a NYCHA complex to the parking lot located behind 120 Menahan. At 00:30 seconds on the media player, located at the bottom of the screen, PO draws his gun, points it at Mr. whose back is turned to PO and tells Mr. complies, turns around, and puts his hands in the air. Mr. 26 years-old at the time of the incident, is a 5'9" tall, black man who at the time was wearing a black coat (not a bubble coat), a black hoodie with the hood up, a navy-blue winter hat, navy blue pants, no mask and no glasses. There are no other civilians captured on PO BWC prior to him stopping Mr. Additional officers arrive at the location and assist in handcuffing Mr. PO says, "Somebody pointed and said it was him." At 01:27, PO again again tells an officer, "Somebody actually definitely just pointed at him and said it was him." At 02:15, PO gestures back towards the way he came and states that a man in a yellow bubble jacket walking his dog pointed Mr. out to him. At 03:47, PO walks past a man in a yellow and black coat and asks if he called 911. The man's response is inaudible. PO saks why he pointed at Mr. The man's response is again inaudible. PO saks with the 911 caller who says that the suspect is wearing a bubble coat with a gray hat with a black revolver in his waist pocket. The man states that the suspect exited through the rear of the building. The man additionally states that the suspect was wearing black sunglasses (Board Review 03).
BWC from PO Husain shows at 00:32, PO and PO approach Mr. with their guns drawn. PO immediately frisks Mr. front jacket pockets and his front pants pockets. As he is doing so, Sgt. approaches Mr. orders him to put his hands behind his back, and handcuffs him. At 00:47, PO Mignone approaches Mr. reaches his hand into his left jacket pocket, and frisks his legs. At 01:04, it appears Sgt. is frisking the right side of Mr. s torso. At 01:08, Sgt reaches her hand into Mr. right jacket pocket and removes a small bottle of hand sanitizer, which she then puts back in his pocket (Board Review 05).
Mr. statement was generally consistent with the BWC footage. Mr. stated that on April 18, 2020, at approximately 2:00 PM, he was working as a porter and was behind 330 Wilson Avenue when he was stopped by two officers who pointed their guns at him. Prior to the incident, Mr. had been assisting a colleague in one of the development's buildings. He had not been interacting with anyone besides his colleague. He was not carrying or holding anything when he was stopped. Mr. had a key ring with 15 keys and a Planet Fitness membership card clipped to the outside of his pants, clearly visible to others. He had his wallet in the right waist-side pocket of his pants, his phone in his left waist-side pocket of his pants, hand sanitizer in the right side pocket of his coat, a gray-and-black box cutter knife, which was 4 to 5 inches long, inside one of the pockets of his winter coat (he could not recall which one), and a portable phone charger and second hand sanitizer in the knee pocket As he was walking in the parking lot, Mr. heard a voice behind him yell, "Stop, stop!" Mr. who had his hands in his pockets because it was cold, did not think the voice was addressing him, so he kept walking without turning around. He did not make any movements besides walking with his hands in his pockets. He then heard the same voice order him to stop again, which he did (Board Review 01).
PO statement was generally consistent with the BWC. PO and PO were at

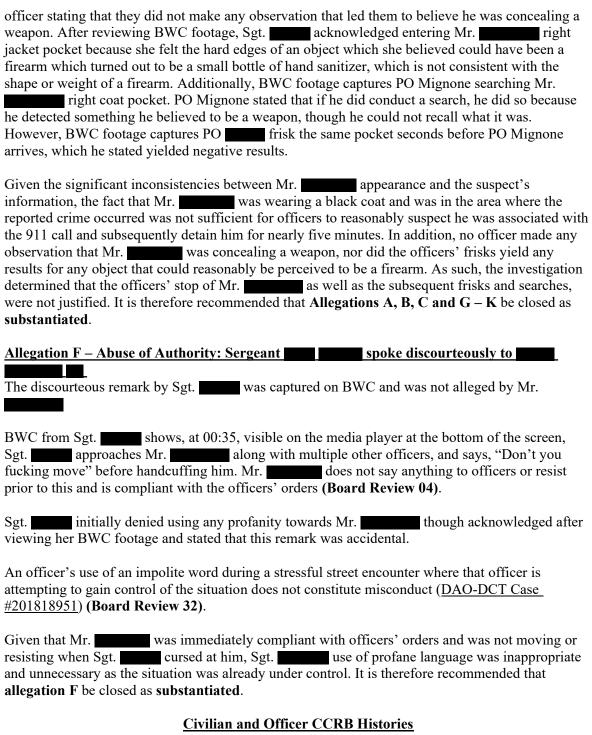


CCRB CTS – Confidential Page 3



CCRB CTS – Confidential Page 4





- This is the first complaint to which Mr. has been a party (Board Review 33).
- PO has been a member of service for four years and has been a subject in two additional CCRB complaints and two allegations, neither of which were substantiated.
- PO has been a member of service for two years and has been a subject in one other CCRB complaint with one allegation, which has not been substantiated.
- PO Mignone has been a member of service for seven years and has been a subject in one other CCRB complaint with two allegations, neither of which were substantiated.

• Sgt. has been a member of service for 14 years and has been a subject in four other CCRB complaints with six allegations, none of which were substantiated.

Mediation, Civil and Criminal Histories

- Mr. declined to mediate this complaint.
- According to the Office of Court Administration (OCA), Mr. has no history of convictions in New York City (Board Review 34).
- As of February 18, 2021, the New York City Office of the Comptroller has no record of a Notice of Claim being filed in regards this to complaint (Board Review 35).

Squad No.:	8		
Investigator:	Trevor Hackett Signature	Inv. Trevor Hackett Print Title & Name	12/09/2021 Date
Squad Leader:	Ethan De Angelo Signature	IM Ethan De Angelo Print Title & Name	12/13/2021 Date
Reviewer:	Signature	Print Title & Name	Date